

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

UNITED STATES OF AMERICA,

Plaintiff,

v.

RICHARD ALLEN FABEL,  
RODNEY ROLLNESS,  
JOSHUA BINDER,  
RICKY JENKS, and  
PAUL FOSTER

Defendants.

Case No. CR06-041L

ORDER DENYING MOTION FOR  
RECONSIDERATION


This matter comes before the Court on the Government's "Motion for Reconsideration of Court's Order to Sever Defendant Paul Foster" (Dkt. #369). On November 29, 2006, the Court granted defendant Foster's motion for severance (Dkt. #307). The Government now asks the Court to reconsider that order.

"Motions for reconsideration are disfavored. The court will ordinarily deny such motions in the absence of a showing of manifest error in the prior ruling or a showing of new facts or legal authority which could not have been brought to its attention earlier with reasonable diligence." Local Rule CrR 12(c)(11)(A). While the Government has forcefully argued its position that severance is not justified in this situation, it has not put forward any new facts or legal authority that were not before the Court on Foster's original motion. Nor has it

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1 demonstrated “manifest error” in the Court’s prior ruling. As such, the Government’s motion for  
2 reconsideration (Dkt. #369) is DENIED.

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4 DATED this 30<sup>th</sup> day of January, 2007

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7 Robert S. Lasnik  
8 United States District Judge  
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